

April 13 2010

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

## IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 09-0441

STATE OF MONTANA,

Plaintiff and Appellee,

v.

JOSHUA DON LARSON,

Defendant and Appellant.

**FILED**

APR 13 2010

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA**MOTION FOR EXTENSION OF TIME**

The Appellee, State of Montana, respectfully requests a 30-day extension of time until May 14, 2010, in which to prepare, serve, and file its response brief in the above-entitled matter. The brief is presently due on April 14, 2010, and this is the State's first extension request.

This motion is made due to the heavy workload under which the attorney assigned to this case is presently working, making it impossible to properly research, consider, and brief the issues raised by the Appellant within the time allotted.

Opposing counsel has been contacted concerning this motion, and does not object.

Respectfully submitted this 13th day of April, 2010.

STEVE BULLOCK  
Montana Attorney General  
Justice Building  
P.O. Box 201401  
Helena, MT 59620-1401

By: \_\_\_\_\_

  
C. MARK FOWLER  
Assistant Attorney General

**CERTIFICATE OF SERVICE**

I hereby certify that I caused a true and accurate copy of the foregoing

Motion for Extension of Time to be mailed to:

Mr. Fred R. Van Valkenburg  
Missoula County Attorney  
200 West Broadway  
Missoula, MT 59802

Ms. Eileen A. Larkin  
Assistant Appellate Defender  
(Hand-delivered into the wire basket located in the  
reception area in the Attorney General's Office,  
215 North Sanders, Helena, MT 59620.)

DATED: \_\_\_\_\_

4-13-10

